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2000

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 16th DAY OF JUNE, 1998

BEFORE

THE HON'BLE MR.JUSTICE V.GOPALA GOUDA

WRIT PETITION No.12176 OF 1992.(S)

BETWEEN:

Mohammed Alumuddin,
S/o Abdul Gaffoor Mistry,
Aged about ²¹~~38~~ years,
Urdu Munshi, Corporation
Broadway High School,
Broadway Road,
Bangalore-1. ... Petitioner.

(By Sri.H.Subramanya Jois,Adv.for Petitioner)

AND:

1. The Commissioner,
City Corporation,
Bangalore. ... Respondent.

2. Educational Officer,
New Public Offices,
Nrupathunga Road,
Bangalore- 1.

3. The Head Master,
Corporation Broadway
High School, Broadway Road,
Bangalore- 1. ... Respondents.

(By Sri. K. L. Manjuma' tha for R-1.)
Sri K. N. Pallegowda for R-1.

Writ petition is filed under Articles
226 and 227 of the Constitution of India,
with an affidavit, praying to direct the
respondents to extend the petitioner the pay
scale. and etc.,

Writ petition is coming on for hearing
this day the Court made the following:

O R D E R

This case is covered by Division Bench
judgment of this Court in W.A.No.1833-36/95

and connected matters (D.D.30.5.98). Admittedly the petitioner has not availed an alternative remedy provided under the Karnataka Education Act.1983.

Hence the writ petition is dismissed with a liberty to the petitioner to avail an alternative remedy provided under the Act by filing either an Appeal or petition. If there is any delay in filing ^{such an} ~~such~~ appeal within six weeks, appellate authority of the forum has to take into consideration the pendency of the writ petition before this Court to consider delay in filing an appeal and decide the appeal on merits.

sd/-JUDGE:

ss.

r.by: BK

c.by: 21/8/98

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Assistant Registrar
Board of Secondary Education
Bangalore-560 001.

15/9/98

